CANCELLED

SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

WRIT PETITION NO.1482 OF 2005

PETITIONER/ DEFENDANT

Mukesh Khemani, S/o Shri Pokar Das Khemani, Partner, M/S. A.R. Drinks, R/o Opposite Durga Mandir, Katora Talab, Raipur (C.G.).

Versus

RESPONDENT/ PLAINTIFF

1. Bank of Baroda, Through Manager, Main Branch, Raipur at Mahavir Goushala Complex, Modhapara, Raipur, Tahsil & District Raipur (C.G.).

RESPONDENTS/ DEFENDANTS

2. M/S A.R. Drinks, Partnership firm registered under the Indian Partnership Act 1932, Netaji Chowk, Shyam Nagar Road, Katora Talab, Raipur, Tahsil and District Raipur (C.G.).

3. Shri Rajesh Veera, S/o Shri Lakhmasi Veera, Partner, M/S A.R. Drinks, R/o Street No.4, Fafadih, Raipur, Tahsil & District Raipur (C.G.).

4. Kamlesh Khemani, S/o Pokar Das Khemani, R/o Infront of Durga Mandir, Katora Talab, Raipur, Tahsil and District Raipur (C.G.).

5. Pokar Das Khemani, R/o Infront of Durga Mandir, Katora Talab, Raipur, Tahsil and District Raipur (C.G.).

P.R. No. 14716 Presented by Shri Sameer M. Behar dated 26.9.05

4

6. Lakhmashi Nanji Veera, S/o Late Shri Nan Ji Veera, Through Adarsh Guest House, M.G. Road, Raipur (C.G.).

WRIT PETITION UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.1482/05 सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

19-4-2005

Shri Hari Shankar Patel, counsel for the petitioner.

Heard on I.A.No.2822/2005 for exemption from filing the certified copy of Annexure-P/1.

Shri Patel, learned counsel for the petitioner submits that earlier civil revision was preferred by the petitioner before this Court against the impugned order dated 15-1-2001 (Annexure-P/1) herein and certified copy of the said order has been filed alongwith that case.

Under the circumstances the application (I.A.No.2822/2005) is allowed and the petitioner is exempted from filing the certified copy of Annexure-P/1.

Heard.

The instant petition is preferred under Article 227 of the Constitution of India challenges the order dated 15-1-2001 passed by the VIth Additional District Judge, Raipur, in civil suit No.6-A/2000, whereby the Court declined to give opportunity to lead evidence.

A bare perusal of the record, it reveals that the Court below has mentioned the opportunities which have been given prior to passing of the order dated 15-1-2001.

In view of the above, no case is made out for exercise of jurisdiction under Article 227 of the Constitution of India, however, the petitioner may raise the grounds in appeal, if so desire. If such grounds are raised in an appeal the same shall be considered in accordance with law.

With the aforesaid observations the petition stands disposed of.

Consequently, M.(W.).P.No.1150/2005 and I.A.No.2821/2005 also stand disposed of. C.C.

Sd/-
Fakhruddin
Judge

Gowri

(पीछे देखिये)